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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

JOHN GILBERT,)	
)	
Plaintiff,)	
)	
vs.)	
)	
APC NATCHIQ, INC.)	
)	
Defendant.)	
_____) Case No. 3:03-CV-00174 RRB

PROPOSED ORDER

It is Hereby ordered that for the purposes of calculating plaintiff Gilbert's regular rate for state law claims, his regular rate shall be calculated pursuant to 8 AAC 15.100(a)(2). This calculation will be achieved by taking his daily salary, multiplying by five (5) and dividing it by forty (40) hours.

District Court Judge

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been electronically sent to the following attorney(s):

**Patricia Zobel
DeLisio Moran Geraghty & Zobel
943 W. 6th Ave.
Anchorage, AK 99501**

Dated: 8/1/06

By: /s/ Emily S. Ervin
Emily S. Ervin for Kenneth L. Covell